

**New York City Department of
Investigation
Bureau of City Marshals**

11/13/2018

MARSHALS' DISCIPLINARY HISTORY 2002-2018

Marshal Name	Date case open	Violation	Description	Resolution	Date on Stipulation/Admonition/ Warning Letter	Fine
Airday, George	03/29/2004	Department of Finance's Standard Operating Procedures (SOP) §V (A) (3)-(11), and Marshals' Handbook, Chapter II, §10-2: Parking Violations Operations Standard Operating Procedures	Seized a vehicle before confirming its tow-eligibility; moved a vehicle before completing the execution form and the impound report and "generating a print-out via MDT to the (DOF) Marshals Street Seizure Unit..."; failed to make an effort to identify and notify the vehicle owner after marshal realized his mistake and returned the vehicle.	Admonishment	12/05/2003	
Airday, George	01/19/2012	Marshals' Handbook Chapter I, §1-1: Generally, §1-9 (a), (b): Interference with Investigation Prohibited; Cooperation required	12/21/2018, Arrested and charged with assault, menacing and harassment. Police found discrepancies between the firearms listed on his firearm licenses and those recovered from his safe. Marshal failed to provide DOI with the requested records. On 6/11/12, Appellate Divisions suspended the Marshal from office pending orders from the court and ordered DOI to discipline the Marshal.	Suspension Stipulation/Fine	06/11/2012 05/20/2013	7,500
Barone, Darlene	07/01/2008	New York City Civil Court Act, §1609(1)(a): General powers, duties and liabilities of marshals; small claims judgments; Marshals' Handbook, Chapter XII, §1: Generally; Chapter XII, §2-1: General Instructions; Chapter XII, §2-7: Landlord and Tenant Docket Record or Book	Review of Marshal Barone's L&T docket books revealed significant omissions with regards to accurate record-keeping, and continuous maintenance.	Admonishment	04/01/2008	

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Barone, Darlene	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
Bia, Thomas	07/28/2005	Marshals' Handbook, Chapter I, §1-1: Generally	Marshal's staff failed to inform him of a stay which would have prevented a tenant's eviction.	Admonishment	05/17/2005	
Bia, Thomas	01/19/2007	Marshals' Handbook, Chapter I, §1-10: Duty to Maintain Accurate Records; Chapter IV, §2-2: Service	Marshal failed to ensure the accuracy and integrity of all the records and documents that pertained to his official activity, regardless of whether those records were completed or maintained by himself, his employees, or independent contractors.	Admonishment	06/03/2008	
Bia, Thomas	11/12/2013	Handbook, Chapter XII, § 4-2(e): Requirements for Operating Account Cash Record or Book	Operating account balance was less than his withholding tax liability. He was previously warned.	Warning	11/12/2013	
Bia, Thomas	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Admonishment	05/22/2015	
Bia, Thomas	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	12/04/2014	
Capuano, Richard	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
Finardo, Alejandro	12/18/2015	Marshals' Handbook Chapter I, §1-2: Respect for the public	The Marshal encountered a physical confrontation with a tenant.	Warning	02/12/2016	

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Giachetta, Kenneth	02/04/2010	Marshals' Handbook Chapter II, §10-2: Parking Violations Operations Standard Operating Procedures ; SOP §V	The Marshal allowed a tow truck to be driven to the tow yard instead of it being towed to the yard.	Stipulation/Fine	08/26/2010	6,250
Grossman, Justin	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
Grossman, Justin Matthew Regan	01/19/2017	Handbook Chapter IV, §6-7: Social Service Call-Ins	An employee misread an eligibility letter as ineligibility letter and failed to notify APS at least 24 hours in advance of the eviction date.	Warning	04/06/2017	
Guida, Edward	09/01/2007	Marshals' Handbook, Chapter I, §1-11: Truthful Statements ; Chapter IV, §6-8: Animals (Handbook Revised 2013; Chapter IV, §6-10: Animals)	Marshal admitted to not having contacted Animal Control or dialed 311 with regards to finding an animal during an eviction; Furthermore, he admitted to having lied to DOI with regards to this matter.	Admonishment	09/26/2007	
Hammer, Roger	05/13/2004	Department of Finance's Standard Operating Procedures (SOP) §V (6); §V (11); §IX (1)	The marshal failed to adequately supervise his tow crew during a tow of a vehicle for unpaid parking tickets.	Admonishment	04/25/2005	
Hammer, Roger	10/03/2005	Marshals' Handbook, Chapter IV, §5-5: Service of Notice of Eviction During Stay of Proceedings .	Four complaints regarding Marshal Hammer and problems at evictions. Of said complaints, Marshal illegally evicted Georgia Mahoney upon misunderstanding the judge's order during a stay.	Admonishment	07/14/2006	
Hammer, Roger E.	02/25/2011	Marshals' Handbook Chapter I, §1-8: Report Corruption to Department of Investigation ; SOP	A tow yard employee stole a phone from inside a vehicle the marshal had towed. The Marshal failed to serve a copy of the execution on the registered owner who was present, did not put the cell phone on his inventory and failed to report the criminal act to DOI.	Stipulation/Fine	08/29/2011	10,000

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Katz, Norman	12/08/2008	Handbook Chapter IV, §4: Warrant Requisition; Chapter XII, §2-7: Landlord and Tenant Docket Records or Book, §2-5: Property Execution Docket Records or Book	Omissions in the marshal's docket books: Date case was received from landlord, APS inquiry notation, dates warrants were returned to court. Inaccurate and incomplete records.	Warning	01/09/2009	
Katz, Norman	04/28/2009	Handbook Chapter I, §1-16: Arrest of Marshal or Employee(s)	Failed to report to DOJ the arrest of an employee within two hours.	Stipulation/Fine	07/13/2009	1,500
Katz, Norman	04/28/2009	Handbook Chapter I, §1-16: Arrest of Marshal or Employee(s)	Failed to report to DOJ the arrest of an employee within two hours.	Warning	07/16/2009	
Kemp, Bruce	03/11/2015	Handbook Chapter IV, §6-7: Social Service Call-Ins	The Marshal failed to notify the GAL at least 24 hours in advance of the eviction date.	Warning	04/01/2015	
Marchisotto, Charles	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
McCoy, Richard	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	12/04/2014	
McCoy, Richard	12/20/2017	Handbook, Chapter XII, § 4-2(e): Requirements for Operating Account Cash Record or Book	Operating account balance was less than his withholding tax liability.	Warning	12/22/2017	
Moses, Ronald	06/30/2010	Marshals' Handbook Chapter II, § 1: Generally; CCA, §1504 and §1609, the Marshal is limited to the geographical boundaries of NYC	Marshal's employees erroneously served an income execution by mail upon a judgement debtor's place of employment in Westchester County.	Stipulation/Fine	10/27/2010	2,500

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Pazant, Ronald	01/08/2016	Marshals' Handbook, Chapter IV, §6-11: Show cause Orders.	The Marshal evicted a tenant who had obtained an OSC.	Warning	11/21/2016	
Pollard, Diane	08/17/2009	Handbook Chapter IV, §4: Warrant Requisition ; Chapter §XI, 2: Trust Fund Bank Account ; Chapter XII, §1: Generally , §2-7: Landlord and Tenant Docket Records or Book , §2-5: Property Execution Docket Records or Book , Chapter XII, §2-9: Miscellaneous Docket Record or Book.	Omissions in the marshal's docket books: Blank docket pages, APS inquiry notation, dates fees were received, dates warrants were returned to court. Late deposits. Inaccurate and incomplete records.	Warning	09/03/2009	
Pollard, Diane	04/03/2014	Handbook Chapter XII, §1-4: Requirements , §2-9: Miscellaneous Docket Record or Book.	The Con Ed Docket Books were not up to date and had missing information.	Warning	09/03/2009	
Regan, Matthew	12/08/2009	Handbook Chapter §XI, 2: Trust Fund Bank Account ; Chapter XII, §1: Generally , §3-1: Explanation of Cash Record or Book Entries , §3-7: Marshal Invoices and Receipt.	Omissions in the marshal's docket books, delays in billing his clients and delays posting and depositing checks.	Warning	01/13/2010	
Renzulli, Robert	10/28/2013	Handbook Chapter VIII, §3-3: Department of Investigation Notification Upon Display or Discharge of Weapon.	The Marshal filed an incident report with DOJ, but failed to report that he unholstered his firearm during the incident.	Warning	12/26/2013	
Renzulli, Robert	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
Rivera, Ileana	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	12/04/2014	

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Rivera, Ileana	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Admonishment	05/22/2015	
Rivera, Ileana	02/28/2018	Handbook Chapter Chapter XI, §2: Trust Fund Bank Account; Chapter XII, §3-7: Marshal Invoices and Receipt, §2-7: Landlord and Tenant Docket Record or Books,	Late deposits, incomplete records, did not provide receipts to her clients.	Warning	06/28/2018	
Rose, Gary	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	
Rose, Jeffrey S.	10/28/2005	Handbook Chapter §XI, 2: Trust Fund Bank Account	Late deposits, lack of supervision, inaccurate record keeping.	Warning	08/15/2008	
Rose, Jeffrey S.	05/30/2008 12/03/2008	Marshals' Handbook Chapter I, §1-1: Generally, §1-8: Report Corruption to Department of Investigation, §1-10: Duty to Maintain Accurate Records; Chapter II, §10-2: Parking Violations Operations Standard Operating Procedures; SOP	3 cases involved: Stopped and idling at a red signal in a traffic lane of a two way street; seized a vehicle that was not tow-eligible; did not maintain complete and accurate records; lack of supervision; provided inaccurate incident report to DOI; delay in reporting missing money to DOI.	Stipulation/Fine	03/31/2009	40,000
Schain, Howard	07/29/2002	Marshal's Handbook, Chapter IV, §4: Warrant Requisition	Failed to make and properly document required APS inquiries in numerous cases, between July 2002 and August 2004. Furthermore, marshal received warning that continued noncompliance would be a ground for his removal.	Admonishment	05/23/2005	
Schain, Howard	02/02/2004	Marshal's Handbook, Chapter XI, §2: Trust Fund Bank Account	Failure to record and deposit fees into trust fund bank account on time.	Admonishment	07/21/2004	
Schain, Howard	05/18/2015	Handbook Chapter IV, §7: Reports of Completed Evictions	The Marshal did not return the executed warrant to the court within the five-day required period.	Warning	05/19/2015	

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Schain, Howard J. and Troubleshooting	07/17/2006	Marshals' Handbook Chapter I, §1-9: Interference with Investigation Prohibited; Cooperation required, §1-10: Duty to Maintain Accurate Records; Chapter II, §10-1: Generally, 10-2: Parking Violations Operations Standard Operating Procedures(SOP); SOP §V	Marshal was not present during a vehicle seizure, lack of supervision, failed to complete and submit records on time to DOF and NYPD, did not inform DOF and DOI that records were missing for a vehicle he towed, did not maintain complete and accurate records.	Stipulation/Fine Marshal Schain \$60,000 and Troubleshooting \$50,000	07/23/2009	110,000
Solimine, Robert	08/03/2009	Marshal's Handbook, Chapter I, §1-8: Report Corruption to Department of Investigation; Department of Finance's Standard Operating Procedures (SOP) §IX: Unusual Field Occurrences Responsibility- Marshal & Marshal Personnel	Delayed in reporting a tow incident to DOI and DOF regarding a confrontation and escalation of tow personnel.	Admonishment	04/21/2009	
Solimine, Robert	02/09/2010	Marshals' Handbook Chapter II, §10-2: Parking Violations Operations Standard Operating Procedures; SOP	Marshal permitted employees of his tow contractor who were not city marshals to accept field payments from respondents after the marshal had levied upon their vehicles. Only the marshal can collect the payments personally.	Stipulation/Fine	05/12/2010	10,000
Solimine, Robert	06/13/2017	Marshals' Handbook Chapter I, §1: Integrity	Marshal Solimine made inappropriate comments regarding specific groups of individuals.	Admonishment	03/15/2018	

Stipulations	8
Admonitions	13
Warnings	24